

NEW YORK STATE SECURITY BREACH REPORTING FORM

Pursuant to the Information Security Breach and Notification Act

(General Business Law §899-aa)

Name and address of Entity that owns or licenses the computerized data that was subject to the breach:

Fragomen, Del Rey, Bernsen & Loewy, LLP
Street Address: 90 Matawan Road
City: Matawan State: NJ Zip Code: 07747

Submitted by: Jennifer O'Brien Title: Assistant General Counsel Dated: October 21, 2014

Firm Name (if other than entity): N/A

Telephone: 732-862-5080 Email: jenniferobrien@fragomen.com

Relationship to Entity whose information was compromised: Our firm was providing legal services and maintaining personal information on behalf of the individual whose information was disclosed.

Type of Organization (please select one): ☐ Governmental Entity in New York State; ☐ Other Governmental Entity;
☐ Educational; ☐ Health Care; ☐ Financial Services; ☒ Other Commercial; or ☐ Not-for-profit.

Number of Persons Affected:

Total (Including NYS residents): 1 NYS Residents: 1

If the number of NYS residents exceeds 5,000, have the consumer reporting agencies been notified? ☐ Yes ☐ No

Dates: Breach Occurred: On or around 10/2/14 Breach Discovered: 10/10/14 Consumer Notification: 10/20/14

Description of Breach (please select all that apply):

- ☐ Loss or theft of device or media (e.g., computer, laptop, external hard drive, thumb drive, CD, tape);
☐ Internal system breach; ☒ Insider wrongdoing; ☐ External system breach (e.g., hacking);
☐ Inadvertent disclosure; ☐ Other specify: _____

Information Acquired: Name or other personal identifier in combination with (please select all that apply):

- ☒ Social Security Number
☐ Driver's license number or non-driver identification card number
☐ Financial account number or credit or debit card number, in combination with the security code, access code, password, or PIN for the account

Manner of Notification to Affected Persons - ATTACH A COPY OF THE TEMPLATE OF THE NOTICE TO AFFECTED NYS RESIDENTS:

☒ Written ☐ Electronic ☐ Telephone ☐ Substitute notice

List dates of any previous (within 12 months) breach notifications: N/A

Identify Theft Protection Service Offered: ☒ Yes ☐ No

Duration: Two years Provider: To be determined

Brief Description of Service: Our firm has offered to reimburse the individual whose information was disclosed for two years of credit monitoring services through a company of his choice.

**PLEASE COMPLETE AND SUBMIT THIS FORM TO
EACH OF THE THREE STATE AGENCIES LISTED BELOW:**

Fax or Email this form to:

New York State Attorney General's Office
SECURITY BREACH NOTIFICATION
Consumer Frauds & Protection Bureau
120 Broadway - 3rd Floor
New York, NY 10271
Fax: 212-416-6003
Email: breach.security@ag.ny.gov

New York State Division of State Police
SECURITY BREACH NOTIFICATION
New York State Intelligence Center
31 Tech Valley Drive, Second Floor
East Greenbush, NY 12061
Fax: 518-786-9398
Email: risk@nysic.ny.gov

New York State Department of State Division of Consumer Protection
Attention: Director of the Division of Consumer Protection
SECURITY BREACH NOTIFICATION
99 Washington Avenue, Suite 650
Albany, New York 12231
Fax: (518) 473-9055
Email: security_breach_notification@dos.ny.gov

FRAGOMEN

ATTORNEYS AT LAW

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Matawan, NJ 07747
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www.fragomen.com

Template Notice

[Date]

Dear _____,

I am writing to notify you of a recent incident involving the disclosure of certain of your personal information maintained by Fragomen, Del Rey, Bernsen & Loewy, LLP ("Fragomen"). Specifically, the information included in the [description of document] you submitted to Fragomen was shared with another law firm by a Fragomen law clerk without Fragomen's authorization. In relevant part, this information included your full name, gender, birthdate, home address, email address, phone numbers, U.S. social security number, citizenship and employment-related information.

Fragomen takes its confidentiality obligations very seriously, and sincerely apologizes for this incident. In addition, the firm would like to offer to reimburse you for two years of credit monitoring through a company of your choice. Fragomen is also taking steps to confirm that both the Fragomen law clerk and any third party that may have accessed your information have deleted the same and shall not further disclose nor use the information contained therein for any purpose.

Please contact me via the information above in order discuss the credit monitoring reimbursement as well as any questions you may have.

Very truly yours,

Johnson, Melissa (DOS)

From: Jennifer O'Brien <JenniferOBrien@Fragomen.com>
Sent: Tuesday, October 21, 2014 9:34 AM
To: dos.sm.CP.SecurityNotification
Subject: Security Breach Reporting Form
Attachments: Business-Data-Breach-Form.pdf

Attached please find a Security Breach Reporting Form:

Jennifer O'Brien | Assistant General Counsel

FRAGOMEN

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JenniferOBrien@Fragomen.com

Confidentiality Note: This message is for the intended recipient only and may contain privileged, proprietary, private or confidential information. The use, copying or distribution of the contents of this email, or any attachments hereto, by anyone other than the intended recipient, or an employee or agent authorized by the intended recipient, is prohibited. If you have received this message in error, please notify the sender by email or contact the Fragomen Worldwide email administrator at "returnedmail@fragomen.com," and delete this message and all attachments immediately. Thank you.